

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF TENNESSEE

NOTICE OF NEW CIVIL ACTION

TO: ALL COUNSEL DATE: \_\_\_\_\_

FROM: CLERK OF COURT

RE: \_\_\_\_\_ v. \_\_\_\_\_

CASE NO.: \_\_\_\_\_

This civil action is assigned to \_\_\_\_\_ and,  
\_\_\_\_\_.

NOTICE REGARDING CONSENT OF THE PARTIES

Pursuant to 28 U.S.C. § 636(c), as amended, and Rule 73(b) of the Federal Rules of Civil Procedure, this Court has designated the Magistrate Judges of this District to conduct any or all proceedings in civil cases, upon consent of the parties. The parties may consent to have this civil action tried on the merits before the Magistrate Judge, either as a bench trial or a jury trial. The parties may consent to have the Magistrate Judge enter final judgment in the case or may consent to have the Magistrate Judge decide specific matters in the case, such as dispositive motions. To exercise your right to consent in this case, **all parties** must consent in writing by signing the attached form. Under Rule 73(b), however, no party shall inform the District Court, the Magistrate Judge or the Clerk of any party's response, unless all parties consent. See generally Rules 72-76 of the Federal Rules of Civil Procedure.

If all parties agree to the assignment of this case to the Magistrate Judge, an appeal, if any, shall be taken directly to the U. S. Court of Appeals as provided in 28 U.S.C. § 636(c)(3) and Rule 73(c). Further review may be taken to the U. S. Supreme Court by writ of certiorari.

Some of the advantages of consenting to proceed before the Magistrate Judge are: (1) that it results in early and firm trial dates; (2) that it avoids any duplication in de novo review by the District Judge of the Orders or Reports and Recommendations of the Magistrate Judge who is assigned to the case; and (3) that it alleviates the increasing demands of criminal cases on the District Judges.

The Court normally allows and encourages the parties to consent at any time during the pretrial proceedings, including immediately preceding the scheduled trial.

**DO NOT RETURN THE ATTACHED FORM UNLESS ALL PARTIES CONSENT TO PROCEED BEFORE THE MAGISTRATE JUDGE.**

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF TENNESSEE  
\_\_\_\_\_ DIVISION

	)	
Plaintiff	)	No. _____
v.	)	
	)	District Judge _____
Defendant	)	
	)	Magistrate Judge _____

CONSENT OF THE PARTIES

Pursuant to 28 U.S.C. § 636(c), Rule 73(b) of the Federal Rules of Civil Procedure, and Local Rule 301 of the Local Rules for Magistrate Proceedings,

( ) All parties consent to have a United States Magistrate Judge conduct any and all further proceedings including the entry of judgment in this civil action OR all parties authorize the Magistrate Judge to decide the following matters:

\_\_\_\_\_

\_\_\_\_\_

**Any appeal shall be to the U. S. Court of Appeals as provided in 28 U.S.C. § 636(c)(3) and Rule 73(c).**

SIGNATURES OF ALL COUNSEL OF RECORD AND ANY UNREPRESENTED PARTY ARE REQUIRED.

\_\_\_\_\_  
Attorney for Plaintiff/Plaintiff

\_\_\_\_\_  
Attorney for Defendant/Defendant

\_\_\_\_\_  
Attorney for Plaintiff/Plaintiff

\_\_\_\_\_  
Attorney for Defendant/Defendant

\_\_\_\_\_  
Attorney for Plaintiff/Plaintiff

\_\_\_\_\_  
Attorney for Defendant/Defendant

If necessary, attach an additional page with additional signatures of counsel or parties.

DO NOT FILE THIS FORM UNLESS ALL PARTIES CONSENT TO PROCEED BEFORE THE MAGISTRATE JUDGE.